

DECLARATION AND POWER OF ATTORNEY FOR U.S. PATENT APPLICATION

Original Supplemental Substitute PCT Design

As a below named inventor, I hereby declare that: my residence, post office address and citizenship are as stated below next to my name; that I verily believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Title: Method of Forming an Oxygen-or Nitrogen-Terminated Silicon Nanocrystalline Structure and an Oxygen-or Nitrogen-Terminated Silicon Nanocrystalline Structure Formed By the Method of which is described and claimed in:

the attached specification, or
 the specification in the application Serial No. _____ filed _____;
 and with amendments through _____ (if applicable), or
 the specification in International Application No. PCT/ _____, filed _____, and as amended
 on _____ (if applicable).

I hereby state that I have reviewed and understand the content of the above-identified specification, including the claims, as amended by any amendment(s) referred to above.

I acknowledge my duty to disclose to the Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I hereby claim priority benefits under Title 35, United States Code, §119 (and §172 if this application is for a Design) of any application(s) for patent or inventor's certificate listed below and have also identified below any application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

COUNTRY	APPLICATION NO.	DATE OF FILING	PRIORITY CLAIMED
Japan	2002-243342	August 23, 2002	Yes

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose information material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

APPLICATION SERIAL NO.	U.S. FILING DATE	STATUS: PATENTED, PENDING, ABANDONED

And I hereby appoint John T. Miller, Reg. No. 21,120; Michael R. Davis, Reg. No. 25,134; Matthew M. Jacob, Reg. No. 25,154; Jeffrey Nolton, Reg. No. 25,408; Warren M. Cheek, Jr., Reg. No. 33,367; Nils E. Pedersen, Reg. No. 33,145 and Charles R. Watts, Reg. No. 33,142, who together constitute the firm of WENDEROTH, LIND & PONACK, L.L.P., attorneys to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected therewith.

I hereby authorize the U.S. attorneys named herein to accept and follow instructions from Suzuki Shoji Patent Agency as to any action to be taken in the U.S. Patent and Trademark Office regarding this application without direct communication between the U.S. attorneys and myself. In the event of a change in the persons from whom instructions may be taken, the U.S. attorneys named herein will be so notified by me.

Send Correspondence to

Direct Telephone Calls to:

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Washington, DC 20006

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Full Name of First Inventor	FAMILY NAME NUMASAWA	FIRST GIVEN NAME Yoichiro	SECOND GIVEN NAME	
Residence & Citizenship	CITY Tokyo	STATE OR COUNTRY Japan	COUNTRY OF CITIZENSHIP Japan	
Post Office Address	ADDRESS c/o ANELVA Corporation 8-1, Yotsuya 5-chome, Fuchu-shi, Tokyo	CITY 183-8508	STATE OR COUNTRY Japan	ZIP CODE
Full Name of Second Inventor	FAMILY NAME MURAO	FIRST GIVEN NAME Yukinobu	SECOND GIVEN NAME	
Residence & Citizenship	CITY Tokyo	STATE OR COUNTRY Japan	COUNTRY OF CITIZENSHIP Japan	
Post Office Address	ADDRESS c/o ANELVA Corporation 8-1, Yotsuya 5-chome, Fuchu-shi, Tokyo	CITY 183-8508	STATE OR COUNTRY Japan	ZIP CODE
Full Name of Third Inventor	FAMILY NAME	FIRST GIVEN NAME	SECOND GIVEN NAME	
Residence & Citizenship	CITY	STATE OR COUNTRY	COUNTRY OF CITIZENSHIP	
Post Office Address	ADDRESS	CITY	STATE OR COUNTRY	ZIP CODE
Full Name of Fourth Inventor	FAMILY NAME	FIRST GIVEN NAME	SECOND GIVEN NAME	
Residence & Citizenship	CITY	STATE OR COUNTRY	COUNTRY OF CITIZENSHIP	
Post Office Address	ADDRESS	CITY	STATE OR COUNTRY	ZIP CODE

Full Name of Fifth Inventor	FAMILY NAME	FIRST GIVEN NAME	SECOND GIVEN NAME
Residence & Citizenship	CITY	STATE OR COUNTRY	COUNTRY OF CITIZENSHIP
Post Office Address	ADDRESS	CITY	STATE OR COUNTRY ZIP CODE
Full Name of Sixth Inventor	FAMILY NAME	FIRST GIVEN NAME	SECOND GIVEN NAME
Residence & Citizenship	CITY	STATE OR COUNTRY	COUNTRY OF CITIZENSHIP
Post Office Address	ADDRESS	CITY	STATE OR COUNTRY ZIP CODE
Full Name of Seventh Inventor	FAMILY NAME	FIRST GIVEN NAME	SECOND GIVEN NAME
Residence & Citizenship	CITY	STATE OR COUNTRY	COUNTRY OF CITIZENSHIP
Post Office Address	ADDRESS	CITY	STATE OR COUNTRY ZIP CODE

I further declare that all statements made herein of my own knowledge are true, and that all statements on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

1st Inventor Yoichiro NUMASAWA Yoichiro NUMASAWA Date June 20, 2003
 2nd Inventor Yukinobu MURAO Yukinobu MURAO Date June 20, 2003
 3rd Inventor _____ Date _____
 4th Inventor _____ Date _____
 5th Inventor _____ Date _____
 6th Inventor _____ Date _____
 7th Inventor _____ Date _____

The above application may be more particularly identified as follows:

U.S. Application Serial No. _____ Filing Date _____
 Applicant Reference Number 3648US2003 Atty Docket No. _____
 Title of Invention Method of Forming an Oxygen-or Nitrogen-Terminated Silicon Nanocrystalline Structure and an Oxygen-or Nitrogen-Terminated Silicon Nanocrystalline Structure Formed By the Method

RECORDATION FORM COVER SHEET

PATENTS ONLY

To the Honorable Assistant Secretary and Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies) thereof.

<p>1. Name of conveying party(ies): Yoichiro NUMASAWA and Yukinobu MURAO</p> <p>Additional name(s) of conveying party(ies) attached? No</p> <p>3. Nature of conveyance: <input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Merger <input type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name <input type="checkbox"/> Other _____ Execution Date: June 20, 2003 </p>	<p>2. Name and address of receiving party(ies): Name: ANELVA CORPORATION Street Address: 8-1, Yotsuya 5-chome, Fuchu-shi City: Tokyo Country: Japan Additional name(s) & address(es) attached? No </p>
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<p>4. Application number(s) or patent number(s): If this document is being filed together with a new application, the execution date of the application is: June 20, 2003 A. Patent Application No.(s) B. Patent No.(s) </p>
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Additional numbers attached? No

<p>5. Name and address of party to whom correspondence concerning document should be mailed: Name: WENDEROTH, LIND & PONACK, L.L.P. <u>Attn: Michael R. Davis, Esq.</u> Street Address: 2033 K Street, N.W., Suite 800 City: Washington, State: DC ZIP: 20006-1021 </p>	<p>6. Total number of applications and patents involved: 1</p> <p>7. Total fee (37 CFR 3.41). \$40.00 <input checked="" type="checkbox"/> Enclosed (Check No. _____) Authorized to be charged to deposit account </p> <p>8. Deposit account number: 23-0975</p>
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(Attach duplicate copy of this page if paying by deposit account)

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<p>9. Statement and signature. <i>To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.</i></p>

Michael R. Davis, Reg. No. 25,134
 Name of Person Signing


 Signature

August 22, 2003
 Date

Total number of pages including cover sheet: 3

OMB No. 0651-0011 (exp. 4/94)

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Mail documents to be recorded with required cover sheet information:

Commissioner and Assistant Secretary of Patents and Trademarks
 Box Assignments
 Washington, D.C. 20231

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ASSIGNMENT

In consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration paid to each of the undersigned

Yoichiro NUMASAWA

Yukinobu MURAO

Insert Name(s)
of Inventor(s)

the undersigned hereby sell(s) and assign(s) to

Insert Name(s)
of Assignee(s)

ANELVA CORPORATION

Address

of 8-1, Yotsuya 5-chome, Fuchu-shi, Tokyo 183-8508 Japan

(hereinafter designated as the Assignee) the entire right, title and interest for the United States as defined in 35 USC 100, in the invention known as

Title of
Invention

Method of Forming an Oxygen-or Nitrogen-Terminated Silicon Nanocrystalline Structure and an Oxygen-or Nitrogen-Terminated

Date of Signing
of Application

Silicon Nanocrystalline Structure Formed By the Method
for which an application for patent in the United States has been executed by the undersigned on

June 20, 2003

The undersigned agree(s) to execute all papers necessary in connection with this application and any continuing, divisional or reissue applications thereof and also to execute separate assignments in connection with such applications as the Assignee may deem necessary or expedient.

The undersigned agree(s) to execute all papers necessary in connection with any interference which may be declared concerning this application or continuation, division or reissue thereof and to cooperate with the Assignee in every way possible in obtaining evidence and going forward with such interference.

The undersigned agree(s) to execute all papers and documents and perform any act which may be necessary in connection with claims or provisions of the International Convention for Protection of Industrial Property or similar agreements.

The undersigned agree(s) to perform all affirmative acts which may be necessary to obtain a grant of a valid United States patent to the Assignee.

The undersigned hereby authorize(s) and request(s) the Commissioner of Patents to issue any and all Letters Patents of the United States resulting from said application or any division or divisions or continuing or reissue applications thereof to the said Assignee, as Assignee of the entire interest, and hereby covenants that he has (they have) full right to convey the entire interest herein assigned, and that he has (they have) not executed, and will not execute, any agreement in conflict herewith.

The undersigned hereby grant(s) the firm of WENDEROTH, LIND & PONACK, L.L.P., 2033 K Street, N.W., Suite 800, Washington, DC 20006, the power to insert on this assignment any further identification which may be necessary or desirable in order to comply with the rules of the United States Patent Office for recordation of this document.

In witness whereof, executed by the undersigned on the date(s) opposite the undersigned name(s).

Date June 20, 2003, Name of Inventor Yoichiro Numasawa
Date June 20, 2003, Name of Inventor Yukinobu Murao
Date _____, Name of Inventor _____
Date _____, Name of Inventor _____
Date _____, Name of Inventor _____
Date _____, Name of Inventor _____

(This assignment should preferably be acknowledged before a United States Consul. If not, then the execution by the Inventor(s) should be witnessed by at least two witnesses who sign here.)

Witness Hiroko Furukawa

Witness Michiko Itabashi

ACKNOWLEDGEMENT

ss

This _____ day of _____, _____, before me personally came the above-named _____

to me personally known as the individual(s) who executed the foregoing assignment, who did acknowledge to me that he (they) executed the same of his (their) own free will for the purposes therein set forth.

SEAL

Official Signature

Official Title

The above application may be more particularly identified as follows:

U.S. Application Serial No. _____ Filing Date _____

Applicant Reference Number 3648US2003 Atty Docket No. _____

Title of Invention Method of Forming an Oxygen-or Nitrogen-Terminated Silicon Nanocrystalline Structure and an Oxygen-or Nitrogen-Terminated Silicon Nanocrystalline Structure Formed By the Method